

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

Bail Appl..No. 944 of 2007()

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(CRIME NO.451/2006 OF CHERTHALA POLICE STATION)**

APPLICANT/ACCUSED:

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NISAD.K.V., S/O.VIJAYANAND,
KANNAMPALLY VELIYIL, C.M.C. 30, CHERTHALA.**

**BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S**

RESPONDENT: COMPLAINANT:

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STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, REPRESENTING THE C.I.OF CHERTHALA,
POLICE STATION.**

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 20/02/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

V. RAMKUMAR, J.

.....
B.A. No. 944 OF 2007
.....

Dated this the 20th day of February, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner, who is the 6th accused in Crime No.451/2006 of Cherthala Police Station for offences punishable under Sections 143, 147, 148, 294(b), 323, 324 and 308 read with section 149 I.P.C., seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor. Eventhough the learned Public Prosecutor opposed the application having regard to the fact that the second accused in the case, who is similarly placed as that of the petitioner, was granted anticipatory bail as per order in B.A. No.451/2007, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

- a. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

c. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

d. Petitioner shall not commit any offence while on bail.

e. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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